GOVERNMENT OF INDIA
URBAN DEVELOPMENT
LOK SABHA

UNSTARRED QUESTION NO:105
ANSWERED ON:01.03.2005
ALLOTMENT OF LAND BY DDA
Singh Shri Prabhunath

Will the Minister of URBAN DEVELOPMENT be pleased to state:

referring to the replies given to Unstarred Question Nos. 1826 & 3967 dated 20.7.2004 & 24.8.2004 respectively and state:

(a) whether the information has since been collected;

(b) if so, the details thereof and action taken;

(c) if not, the reasons for the delay; and

(d) the time by which the information is likely to be collected?

Answer

MINISTER OF PARLIAMENTARY AFFAIRS AND URBAN DEVELOPMENT (SHRI GHULAM NABI AZAD)

(a): Yes, Sir.

(b): Detailed information in respect of Lok Sabha Unstarred Question No. 1826 dated 20.7.2004 is at Annexure `A`. Detailed information in respect of Lok Sabha Unstarred Question No. 3967 dated 24.8.2004 is at Annexure `B`.

(c): Does not arise.

(d): Does not arise.

ANNEXURE-A

ANNEXURES REFERRED TO IN REPLY TO PART (b) OF LOK SABHA UNSTARRED QUETION NO. 105 FOR 1.3.2005

Detail information in respect of Lok Sabha Unstarred Question No.1826 dated 20.7.2004

Question	Reply
(a) Whether the DDA has provide land to various Welfare and Cultural Organisations in Delhi;	(a) & (b) : 369 societies as per details indicated below were allotted institutional land during the years 2001-02, 2002-03 & 2003-04:

b) if so, the details of those provided with land during the last three years; Purpose	2001-02	2002-03	2003-04
- Educational Institutes (Schools)	111	55	38
Social & Cultural Organisations including Hospitals,Religious Institutes, Clubs & Community Halls	75	70	20
Total	186	125	58

(c) the criteria fixed for allotment of land to such organisations;	(c): The allotment of land is made, at rates fixed by the Government, as per provisions of Delhi Development Authority (Disposal of Developed Nazul

Land) Rules, 1981, as amended from time to time to societies registered under the Societies Registration Act, 1860, which are of non-profit making character and sponsored by Department of Government of National Capital Territory of Delhi or a Central Ministry, subject to fulfilment of other terms and conditions of allotment. However, the policy regarding disposal of land for hospitals, higher & technical educational institutes, clubs and partly for community halls has been revised and as per revised policy allotment for such purposes can be done on tender/auction basis without requirement of sponsorships from a department of GNCTD or a Central Ministry.

d) whether a number of applications are lying pending for approval;

(e) if so, the number thereof as on date along with the names of organizations to whom the allotment of land has not been made even after obtaining clearance in all respects from the Government of NCT of Delhi and other agencies;

(f) the reasons for not according approval to those organizations; and

(g) the time by which the pending applications are likely to be cleared?

(d) to (g): About 511 applications were pending as on June, 2004. As per existing procedure, the proposals for allotment of institutional land to such societies are placed before the Institutional Allotment Committee (IAC) DDA on completion of all codal formalities that includes the sponsorship from concerned department of GNCTD /Government of India, confirmation of financial status of the society, furnishing of 80-G certificate regarding income tax exemption under IT Act, detailed project report etc. for consideration and recommendation. However, pending applications have not been taken up since the Delhi Development Authority has taken up review of the procedure of institutional allotment.

ANNEXURE-B

Detail information in respect of Lok Sabha Unstarred Question No.3967 dated 24.8.2004

Question	Reply
a) Whether the Delhi Development Authority has made allotment of lands to some ineligible institutions for various purposes at concessional institutional rates instead of at commercial rates in contravention of the extant guidelines depriving revenue of nearly Rs.39 crore to DDA and Rs.100 crore to the Government; b) if so, the reasons therefor;	(a) & (b) : CAG in its Report 4 of 2004 (Civil) had included a Para (No.3.1) which referred to allotment of land made to three ineligible institutions which deprived DDA of revenue of Rs.38.54 crore. The position in respect of three institutions is as under: Arya Vaidyashala Kottakal :- The eligibility of the Trust for allotment of land by the DDA, keeping in view the provisions of the Nazul Rules, was considered at the highest level in the Delhi Development Authority. Considering the fact that the particular trust was a public and charitable trust which runs a renowned Ayurvedic Centre in Kottakal, Kerala and its status was considered to be of the nature of public duty and

at variance with the objectives of a commercial enterprise, a conscious decision was taken in 1995 by the competent authority in DDA for allotment of land in their favour. Thus, the matter was considered in totality and a decision was taken by the competent authority to consider an one-time exemption and permit allotment of land to the public Trust.

Dharmshila Cancer Foundation and Research Centre :-

The Dharmshila Cancer Foundation and Research Centre, which was a Trust, had been allotted land on provisional rates. Subsequently, the Dharmshila Cancer Foundation and Research Centre was registered as a `Society` under the same name and title and the Trust merged with the Society through its resolution passed in governing body meeting held on 1.4.1991. No unearned increase was charged on merger of the trust to the society as the same was to facilitate the achievements of the objectives of the Foundation which was same for the trust and the society. A decision to this effect was taken by Delhi Development Authority in its meeting held in June 1993 vide item No.95/93.

Unique Hospital and Research Institute :-

A Society by the name of Unique Hospital and Research Institute was registered in February, 1997 and had applied for allotment of land accordingly. An allotment of 8,097 sqr. mtrs. of land was made to the Institute in December, 1997. The contention is that this Society had been existing as a company prior to 1997 and had registered itself as a society only to avail the concessional rates of land by DDA. On date of allotment of land it was functioning as a society, well covered under the provisions of the Nazul Rules, 1981 for allotment of land. It`s previous character, in this case a company, did not make it ineligible or debar it from allotment of land. The affidavit of `no profit no loss` character of society had also been furnished.

(c) the action taken against the officials for allotting land to ineligible institutes;

(d) the steps taken to either recover market value or to get land vacated; and

(e) if not, the reasons therefor?

(c) to (e): In view of the above position and as the matter is under scrutiny/examination by Public Accounts Committee, the question of action against officials or recovery of market value or getting land vacated does not arise.